

**SUPPLEMENTAL INTERLOCAL CONTRACT NO. 6
DURANGO/EL CAPITAN - LONE MOUNTAIN ROAD TO US-95**

THIS SUPPLEMENTAL INTERLOCAL CONTRACT NO. 6, made and entered into this 11th day of June, 2009 by and among the CITY OF LAS VEGAS, a municipal corporation, hereinafter referred to as the CITY, the COUNTY OF CLARK, a political subdivision of the State of Nevada, hereinafter referred to as the COUNTY and the Regional Transportation Commission of Clark County, hereinafter referred to as RTC.

WITNESSETH

WHEREAS, the parties hereto previously entered into an Interlocal Contract on November 13, 1998 and supplemental interlocal contracts on August 10, 2000, July 11, 2002, November 14, 2002, November 13, 2003, and May 20, 2004 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Durango/El Capitan - Lone Mountain Road to US-95, located partially within the CITY and partially within the COUNTY; and,

WHEREAS, the RTC previously granted "Authorization to Proceed" for construction, engineering, right-of-way acquisition, and right-of-way other; and,

WHEREAS, the CITY desires to decrease project funding and extend the project completion date.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, the RTC authorizes the CITY to proceed with the PROJECT as it is mutually understood and agrees as follows.

SECTION II – PROJECT COSTS shall be changed to read as follows:

The RTC agrees to provide funding for project costs according to Section 6.1 REIMBURSEMENT COSTS of the Policies and Procedures Manual of the RTC within the limits specified below:

1. The total cost for construction, engineering, right-of-way acquisition utility relocations and right-of-way other shall not exceed \$16,680,000.
2. A revised "Authorization to Proceed" for construction at an amount not to exceed \$9,620,300, engineering at a cost not to exceed \$1,849,000, right-of-way acquisition at a cost not to exceed \$4,927,700, right-of-way other at a cost not to exceed \$283,000 at the time written Authorization to Proceed is received from the RTC.

SECTION III – GENERAL shall be changed to read as follows:

7. The improvements must be completed to the satisfaction of the Regional Transportation Commission of Southern Nevada by July 31, 2012.

A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

The remainder of the Interlocal Contract dated November 13, 1998 and supplemental interlocal contracts on August 10, 2000, July 11, 2002, November 14, 2002, November 13, 2003, and May 20, 2004 shall remain unchanged.

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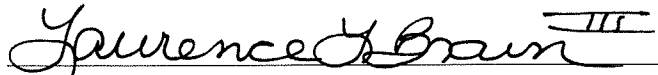
IN WITNESS WHEREOF, this SUPPLEMENTAL INTERLOCAL CONTRACT NO. 6
is effective as of the date first set forth above.

Date of Commission Action:

6/11/09

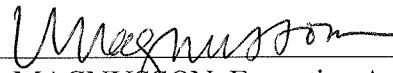
REGIONAL TRANSPORTATION COMMISSION

BY:



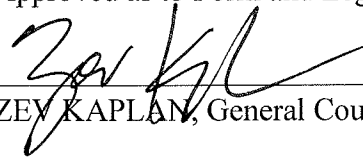
LAWRENCE L. BROWN III, Chairman

Attest:



LISA MAGNUSSON, Executive Assistant

Approved as to Form and Legality:



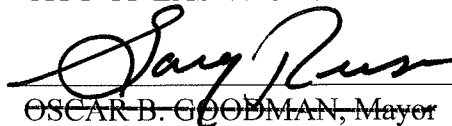
ZEVI KAPLAN, General Counsel

Date of Council Action:

August 5, 2009

CITY OF LAS VEGAS

BY:



OSCAR B. GOODMAN, Mayor

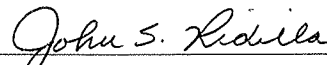
Gary Reese, Mayor Pro-Tem

Attest:



BEVERLY K. BRIDGES, CMC
City Clerk

Approved as to Form and Legality:



Deputy City Attorney

6/22/09

Date

Date of Commission Action:

10/20/09

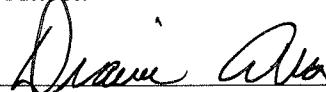
CLARK COUNTY BOARD OF COMMISSIONERS

BY:



RORY REID, Chairman

Attest:



DIANA ALBA

, County Clerk